

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

TERRY L. WOLFE,

Plaintiff,

v.

CSX TRANSPORTATION, INC.,

Defendant.

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:  
:  
:  
:  
:  
:  
:  
:

Case No. 1:12-cv-885

Judge Timothy S. Black

**INTERROGATORY #1**

Do you find that the Plaintiff, Terry Wolfe, has proven by a preponderance of the evidence that the Defendant, CSX Transportation, Inc., was negligent?

Circle Your Answer:

(All must agree and sign)

YES

or

NO

- |              |              |
|--------------|--------------|
| 1. _____ /s/ | 5. _____ /s/ |
| Foreperson   |              |
| 2. _____ /s/ | 6. _____ /s/ |
| 3. _____ /s/ | 7. _____ /s/ |
| 4. _____ /s/ | 8. _____ /s/ |

If you answered "Yes" to Interrogatory #1, proceed to ~~Interrogatory #2~~.

If you answered "No" to Interrogatory #1, do not answer the remaining Interrogatories and sign the verdict form for the Defendant and report to the Court that you have completed your deliberations.

If you cannot agree on an answer to Interrogatory #1, report this to the Court.

UNITED STATES DISTRICT COURT  
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Plaintiff,

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**INTERROGATORY #2**

Do you find that the Plaintiff has proven by a preponderance of the evidence that the Defendant's negligence caused, in whole or in part, the injuries and damages alleged by the Plaintiff?

Circle Your Answer:

(All must agree and sign)

YES

or

NO

1. \_\_\_\_\_ /s/ \_\_\_\_\_ 5. \_\_\_\_\_ /s/ \_\_\_\_\_  
Foreperson  
2. \_\_\_\_\_ /s/ \_\_\_\_\_ 6. \_\_\_\_\_ /s/ \_\_\_\_\_  
3. \_\_\_\_\_ /s/ \_\_\_\_\_ 7. \_\_\_\_\_ /s/ \_\_\_\_\_  
4. \_\_\_\_\_ /s/ \_\_\_\_\_ 8. \_\_\_\_\_ /s/ \_\_\_\_\_

If you answer "Yes" to Interrogatory #2, proceed to Interrogatory #3.

If you answered "No" to Interrogatory #2, do not answer the remaining Interrogatories and sign the verdict form for the Defendant and report to the Court that you have completed your deliberations.

If you cannot agree on an answer to Interrogatory #2, report this to the Court.

UNITED STATES DISTRICT COURT  
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TERRY L. WOLFE,

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CSX TRANSPORTATION, INC.,

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**INTERROGATORY #3**

Do you find that the Defendant has proven by a preponderance of the evidence that the Plaintiff was negligent?

Circle Your Answer:  
(All must agree and sign)

YES

or

NO

1. \_\_\_\_\_ /s/

Foreperson

5. \_\_\_\_\_ /s/

2. \_\_\_\_\_ /s/

6. \_\_\_\_\_ /s/

3. \_\_\_\_\_ /s/

7. \_\_\_\_\_ /s/

4. \_\_\_\_\_ /s/

8. \_\_\_\_\_ /s/

If you answer "Yes" to Interrogatory #3, proceed to Interrogatory #4.

If you answer "No" to Interrogatory #3, proceed to Interrogatory #5.

If you cannot agree on an answer to Interrogatory #3, report this to the Court.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
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TERRY L. WOLFE,	:	Case No. 1:12-cv-885
	:	
Plaintiff,	:	Judge Timothy S. Black
	:	
v.	:	
	:	
CSX TRANSPORTATION, INC.,	:	
	:	
Defendant.	:	

**INTERROGATORY #4**

Do you find that the Defendant has proven by a preponderance of the evidence that the Plaintiff's negligence caused, in whole or in part, his injuries and damages?

Circle Your Answer:                      YES                      or                      NO  
(All must agree and sign)

1. _____	5. _____
Foreperson	
2. _____	6. _____
3. _____	7. _____
4. _____	8. _____

Proceed to Interrogatory #5.

If you cannot agree on an answer to Interrogatory #4, report this to the Court.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

TERRY L. WOLFE,	:	Case No. 1:12-cv-885
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Plaintiff,	:	Judge Timothy S. Black
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	:	
CSX TRANSPORTATION, INC.,	:	
	:	
Defendant.	:	

**INTERROGATORY #5**

In this Interrogatory you will be asked to decide the percentage of negligence attributable to Plaintiff (if any), Defendant (if any) and pre-existing conditions (if any).

Percentage of negligence attributable to Plaintiff	<u>0</u> %
Percentage of negligence attributable to Defendant	<u>100</u> %

**Must Equal: 100 %**

Can you determine a percentage of Plaintiff's damages, if any, which is attributable to pre-existing conditions, if any?

Circle Your Answer:

YES

or

NO

If yes, what percentage should be attributable to pre-existing conditions for which there shall be no recovery (0-100%)

15 %

- |                                    |                                    |
|------------------------------------|------------------------------------|
| 1. <u>For person</u> /s/           | 5. <u>                    </u> /s/ |
| 2. <u>                    </u> /s/ | 6. <u>                    </u> /s/ |
| 3. <u>                    </u> /s/ | 7. <u>                    </u> /s/ |
| 4. <u>                    </u> /s/ | 8. <u>                    </u> /s/ |

Proceed to Interrogatory #6.

If you cannot agree on an answer to Interrogatory #5, report this to the Court.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
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TERRY L. WOLFE,	:	Case No. 1:12-cv-885
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Plaintiff,	:	Judge Timothy S. Black
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v.	:	
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CSX TRANSPORTATION, INC.,	:	
	:	
Defendant.	:	

**INTERROGATORY #6**

What amount of money would fairly compensate the Plaintiff for his injuries and damages without taking into consideration any percentage attributed in Interrogatory #6.

Past and future physical pain and suffering:	\$ <u>75,000</u>
Past and future mental anguish:	\$ <u>75,000</u>
Past and future loss of enjoyment of life:	\$ <u>75,000</u>

(All must agree and Sign)

1. <u>                    </u> /s/	5. <u>                    </u> /s/
Foreperson	
2. <u>                    </u> /s/	6. <u>                    </u> /s/
3. <u>                    </u> /s/	7. <u>                    </u> /s/
4. <u>                    </u> /s/	8. <u>                    </u> /s/

Complete and sign the General Verdict Form for the Plaintiff and report to the Court that you have completed your deliberations.

UNITED STATES DISTRICT COURT  
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TERRY L. WOLFE, : Case No. 1:12-cv-885  
Plaintiff, : Judge Timothy S. Black  
v. :  
CSX TRANSPORTATION, INC., :  
Defendant. :

**GENERAL VERDICT FORM FOR PLAINTIFF TERRY WOLFE**

We, the Jury, being duly impaneled and sworn and affirmed, find in favor of Plaintiff Terry Wolfe and against Defendant CSX Transportation, Inc.

\$ 75,000 past and future physical pain and suffering  
\$ 75,000 past and future mental anguish  
\$ 75,000 past and future loss of enjoyment of life

**Total damages: \$ 225,000**

We render our verdict unanimously. Each juror signs his/her name below this  
12<sup>th</sup> day of March 2015.

1. Foreperson /s/ \_\_\_\_\_ 5. \_\_\_\_\_ /s/ \_\_\_\_\_  
2. \_\_\_\_\_ /s/ \_\_\_\_\_ 6. \_\_\_\_\_ /s/ \_\_\_\_\_  
3. \_\_\_\_\_ /s/ \_\_\_\_\_ 7. \_\_\_\_\_ /s/ \_\_\_\_\_  
4. \_\_\_\_\_ /s/ \_\_\_\_\_ 8. [Signature] /s/ \_\_\_\_\_

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TERRY L. WOLFE,	:	Case No. 1:12-cv-885
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Plaintiff,	:	Judge Timothy S. Black
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v.	:	
	:	
CSX TRANSPORTATION, INC.,	:	
	:	
Defendant.	:	

**GENERAL VERDICT FORM FOR DEFENDANT CSX  
TRANSPORTATION, INC.**

We, the Jury, being duly impaneled and sworn and affirmed, find in favor of Defendant CSX Transportation, Inc., and against Plaintiff Terry Wolfe.

We render our verdict unanimously. Each juror signs his/her name below this  
\_\_\_\_\_ day of March 2015.

1. _____	5. _____
Foreperson	
2. _____	6. _____
3. _____	7. _____
4. _____	8. _____